

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS**

STATE OF NEW YORK, et al.,

Plaintiffs,

v.

DONALD J. TRUMP, in his official capacity as  
President of the United States, et al.,

Defendants.

No. 25-cv-11221-WGY

**PLAINTIFF STATES' NOTICE OF SUPPLEMENTAL DECLARATIONS  
IN SUPPORT OF THEIR MOTION FOR SUMMARY JUDGMENT**

The States submit this notice and attached declarations to alert the Court to another stop-work order issued by BOEM in reliance on the Wind Directive—this time, to stop work on the more than 80% complete Revolution Wind project. This stoppage—which, like the Empire Wind stop-work order described in the States' First Amended Complaint, ECF No. 141 ¶¶ 155–56—cites the Wind Directive as its primary basis even though, like Empire, the project was already fully permitted. Defendants oppose this filing.

The attached declarations further support the standing of Connecticut and Rhode Island, whose harms from delay or loss of planned projects include delay or loss of the ability to plan for reliable and affordable energy and implement their energy and climate policies, jeopardized investments in wind-energy-related infrastructure, and delayed or lost greenhouse-gas-emission reductions, as outlined in ECF 174-12 [CT-Dykes], and ECF 174-18 [RI-Kearns]. Indeed, ISO-NE, the regional grid operator, has said that “delaying the project will increase risks to reliability.” ISO Newswire, *ISO-NE statement on Revolution Wind stop work order*, Aug. 25, 2025, <https://tinyurl.com/3fa9fukm>. The Revolution stop-work order provides another example of the

harmful effects of Defendants' arbitrary decision to adopt and implement the Wind Directive to stop wind-energy development in our States. And it underscores the importance of prompt vacatur of that decision to enable projects in and beyond the permitting pipeline to proceed toward development.

Respectfully submitted,

Dated: August 28, 2025

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**CERTIFICATE OF SERVICE & RULE 7.1 CERTIFICATION**

I, Nathaniel Haviland-Markowitz, certify that this document was filed through the CM/ECF system and will be sent electronically to the registered participants as identified in the Notice of Electronic Filing. Parties may access this filing through the Court's electronic system. Plaintiffs have conferred with Defendants and they oppose this filing.

**/s/ Nathaniel Haviland-Markowitz**

Nathaniel Haviland-Markowitz